

DEC 1 1982

ALEXANDER L STEVENS
CLERK

IN THE
SUPREME COURT OF THE UNITED STATES
October Term, 1982

NO.

FREDERICK C. LANGONE, et al.,
Appellants,

v.

MICHAEL J. CONNOLLY, et al.,
Appellees.

MOTION TO DEFER CONSIDERATION

The intervenor-appellant, the Attorney General of Massachusetts, hereby moves that this Court defer consideration of his Jurisdictional Statement until such time as the Supreme Judicial Court issues its Opinion or Opinions. While the Attorney General has filed a Jurisdictional Statement in a timely fashion, he is unable to adequately articulate the precise constitutional questions that have been raised by the decision of the Court below in the absence of the Opinion or Opinions explaining the Court's reasoning.

To fully appreciate the need for this Court to note probable jurisdiction, it will be necessary to analyze the Opinion or Opinions of the Supreme Judicial Court. While it is apparent from the nature of the proceedings below and from the decision offered by the Court that this case presents novel and significant questions of constitutional dimension, the decision should be considered only after this Court has had an opportunity to review the underlying reasoning.

For the foregoing reasons, the Attorney General specifically requests:

1. That this Court defer consideration of the Jurisdictional Statement until such time as the Supreme Judicial Court issues its Opinion or Opinions; and,
2. That the Attorney General be allowed to supplement his Jurisdictional Statement within thirty days from the date the Supreme Judicial Court issues its Opinion or Opinions.

Respectfully submitted,

For FRANCIS X. BELLOTTI
ATTORNEY GENERAL


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